

JS-6

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

IN RE THE PEP BOYS
OVERTIME ACTIONS

Master File No. 07-CV 01755 VBF (RZx)

ORDER GRANTING MOTION FOR
AWARD OF ATTORNEYS' FEES AND
REIMBURSEMENT OF EXPENSES

1 The Court having considered the Joint Stipulation of Settlement Agreement
2 (“Settlement Agreement”) (Docket No. 79-2), and having preliminarily approved
3 the same on July 28, 2008;

4 The Court having reviewed Class Counsel’s Motion for an Award of
5 Attorneys’ Fees and Reimbursement of Expenses and the Memorandum of Points
6 and Authority in Support of that motion;

7 The Court having reviewed the entire record of this action, and good cause
8 appearing,

9 IT IS HEREBY ORDERED:

10 1. The Court has jurisdiction over the subject matter of this action, the
11 Defendant, and the Class;

12 2. Notice of the requested award of attorneys’ fees and reimbursement of
13 expenses was directed to Class Members in accordance with Rule 23(h)(1) of the
14 Federal Rules of Civil Procedure;

15 3. The requested award of \$1,750,000 in attorneys’ fees is supported by
16 the percentage of the common fund, as it is this Circuit’s benchmark of 25 percent.
17 See, e.g., Paul, Johnson, Alston & Hunt v. Gaulty, 886 F.2d 268 (9th Cir. 1989);
18 Six Mexican Workers v. Arizona Citrus Growers, 904 F.2d 1301 (9th Cir. 1990);
19 Vizcaino v. Microsoft Corp., 290 F.3d 1043 (9th Cir. 2002). The Court reaches
20 this conclusion based on attorneys’ fees awards issued in similar cases, and the fact
21 that a fund of up to \$7,000,000, plus interest, was created for Class Members
22 through the efforts of Class Counsel;

23 4. The \$146,057.73 in litigation costs and expenses incurred by Class
24 Counsel have been adequately documented and were reasonably incurred for the
25 benefit of the Class, and the Court finds that reimbursement of these costs and
26 expenses is justified;

1 THE COURT HEREBY ORDERS:

2 Class Counsel are hereby awarded attorneys' fees in the amount of
3 \$1,750,000 and reimbursement of costs and expenses in the amount of
4 \$146,057.73.

5 IT IS SO ORDERED.

6
7 Dated: 11/12/08



8 Hon. Valerie Baker Fairbank
9 United States District Judge
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28